IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF ARKANSAS TEXARKANA DIVISION

RONNIE SMITH PLAINTIFF

v. Civil No. 05-4080

DANNY ORMAND, Sheriff; THEARTIS EARLY, Investigator; and JAMIE WHITAKER

DEFENDANTS

ORDER

Now pending before the court is the motion (Doc. 5) of the plaintiff, Ronnie Smith, to substitute Jamie Whitaker for defendant Johnny Welch. The plaintiff indicates in his motion that he incorrectly listed Johnny Welch in the complaint when he meant to provide the name of Jamie Whitaker.

The motion is GRANTED. The clerk's office is directed to substitute Jamie Whitaker for Johnny Welch on the docket.

IT IS SO ORDERED this 13th day of January 2006.

/s/ Bobby E. Shepherd

HON. BOBBY E. SHEPHERD UNITED STATES MAGISTRATE JUDGE